

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: _____ DATE FILED: 4/23/2024
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
CHRISTIAN DUMONTET, *individually and on* :
behalf of all those similarly situated, :
:
Plaintiff, :
:
-v- :
:
UBS FINANCIAL SERVICES, INC., *et al.*, :
:
Defendants. :
:
----- X
GREGORY H. WOODS, United States District Judge:

1:21-cv-10361-GHW

ORDER

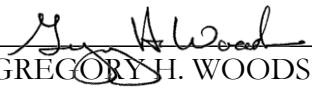
On March 29, 2024, the Court issued an order (the “March 29 Order”) granting Defendants’ motion to dismiss Plaintiff’s Amended Complaint and dismissing Plaintiff’s claims without prejudice, on the basis that Plaintiff’s claims were barred by the Securities Litigation Uniform Standards Act (“SLUSA”). Dkt. No. 66. The Court granted Plaintiff leave to amend the Amended Complaint within 21 days of the March 29 Order. *Id.* at 21.

As of the date of this order, Plaintiff has not filed an amended complaint. Accordingly, Plaintiff’s claims are dismissed without prejudice. *See In re Kingate Mgmt. Ltd. Litig.*, 784 F.3d 128, 135 n. 9 (2d Cir. 2015) (“A dismissal under SLUSA would not be with prejudice, barring a plaintiff from filing a new, non-covered action asserting the same claims against the same defendants.”).

The Clerk of Court is directed to enter judgment for Defendants and close this case.

SO ORDERED.

Dated: April 23, 2024
New York, New York



GREGORY H. WOODS
United States District Judge